

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF:
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:
Lion's Gate, Inc.,
:
t/a Lion's Fine Wine &
: Show Cause
Spirits
: Hearing
3614 Georgia Ave NW
:
Retailer A
:
License No. 88221
:
Case No. 12-CMP-00144(NCBO):
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OCTOBER 1, 2014

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street N.W., Washington, D.C., Chairperson Ruthanne Miller, presiding.

PRESENT:
RUTHANNE MILLER, Chairperson
DONALD BROOKS, Member
NICK ALBERTI, Member
HERMAN JONES, Member
MIKE SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

P R O C E E D I N G S

10:25 a.m.

MS. MILLER: The next case on our calendar is Case No. 12-CMP-00144, Lion's Fine Wine & Spirits, located at 3614 Georgia Avenue, Northwest. License No. 88221 an ANC 1A.

MR. ADAMS: Good morning, Madam Chairman, Members of the Board. I am Walter Adams. I represent the District of Columbia.

MS. MILLER: Okay. Is anybody here from Lion's Fine Wine & Spirits?

MR. YI: Here.

MS. MILLER: Oh, good. Good morning.

MR. ADAMS: Can the Board provide a brief indulgence.

MS. MILLER: Sure.

MR. ADAMS: Thank you, very much for the Board's indulgence.

MS. MILLER: Sure. Okay. Are

1 there any preliminary matters?

2 MR. ADAMS: Yes, Madam Chairman,
3 there is a preliminary matter. The parties
4 have discussed it and would like to present
5 an Offer in Compromise.

6 MS. MILLER: Okay.

7 MR. ADAMS: This case is for a
8 failure to pay a fine, based upon a Board's
9 Order dated January 29th, 2014. So in that
10 case, the Board issued a fine of 200, sorry,
11 \$750.00 to be paid within 30 days for this
12 establishment not having a perceived manager
13 on duty. So to resolve this, the
14 establishment has agreed to pay a total fine
15 of \$1,750.00, of that \$1,000.00 would be the
16 fine for the failure to obey, really the
17 substance of this matter, the failure to
18 obey the Board's Order, along with the fine
19 that was outstanding, which is \$750.00.
20 They agree to pay this fine of \$1,750.00
21 within 30 days, with the condition that if
22 it is not paid within 30 days, the license

1 would be suspended until the fine is paid.

2 MS. MILLER: Mr. Yi, I want to
3 ask you if you agree to that Offer in
4 Compromise as has been represented to us,
5 which is too pay a fine of \$1,000.00, plus
6 the \$750.00 that was due pursuant to the
7 Board Order, total of \$1,750.00, within 30
8 days?

9 MR. YI: Yes, ma'am.

10 MS. MILLER: Okay. And if you
11 don't pay that within 30 days, your license
12 will be suspended until you do pay. Do you
13 agree to that?

14 MR. YI: Yes, ma'am.

15 MS. MILLER: Okay. And do you
16 understand that you waive your right to a
17 hearing by entering into this Offer in
18 Compromise? Okay. Any questions by board
19 members? Okay. Then I move that we approve
20 this Offer in Compromise of \$1,750.00.
21 \$1,000.00 is the fine, \$750.00 is the
22 underlying amount due, pursuant to the Board

1 Order, to be paid within 30 days and if not
2 paid within 30 days, then the license will
3 be suspended until it is paid. Okay. Is
4 that a second?

5 MR. RODRIGUEZ: Second.

6 MS. MILLER: MR. Rodriguez has
7 seconded the motion. All those in favor,
8 say aye.

9 (Chorus of ayes)

10 MS. MILLER: All those opposed.
11 All those abstaining. Motion passes 5-0-0.

12 MR. ADAMS: May parties be
13 excused?

14 MS. MILLER: Hmmm?

15 MR. ADAMS: Oh, may parties be
16 excused until the order is signed?

17 MS. MILLER: Okay.

18 MR. ADAMS: All right. Thank you.

19 MS. MILLER: Thank you.

20 MR. ADAMS: Thank you, Madam
21 Chair.

22 MS. MILLER: Okay. You just need

1 to wait for paperwork.

2 MR. YI: Okay.

3 MS. MILLER: But you can take a
4 seat in the-- okay.

5 (Whereupon, the above hearing was
6 concluded at 10:30 a.m.)

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A \$1,000.00 3:15 4:5 4:21 \$1,750.00 3:15,20 4:7,20 \$750.00 3:11,19 4:6 4:21 a.m 2:2 6:6 abstaining 5:11 Adams 2:8,10,17 2:20 3:2,7 5:12,15 5:18,20 agree 3:20 4:3,13 agreed 3:14 ALBERTI 1:17 Alcoholic 1:2,12,13 amount 4:22 ANC 2:6 anybody 2:12 approve 4:19 Ave 1:8 Avenue 2:6 aye 5:8 eyes 5:9	Compromise 3:5 4:4,18,20 concluded 6:6 condition 3:21 Control 1:2,12,13 D D 2:1 D.C 1:14 dated 3:9 days 3:11,21,22 4:8 4:11 5:1,2 discussed 3:4 District 1:1 2:10 DONALD 1:16 due 4:6,22 duty 3:13 E E 2:1,1 entering 4:17 establishment 3:12 3:14 excused 5:13,16	J JAMES 1:20 January 3:9 JONES 1:17 K L license 1:9 2:6 3:22 4:11 5:2 Lion's 1:6,7 2:4,13 located 2:5 M ma'am 4:9,14 Madam 2:8 3:2 5:20 manager 3:12 matter 1:5 3:3,17 matters 3:1 MEETING 1:3 Member 1:16,17,17 1:18,19,20 members 2:9 4:19 met 1:12 MIKE 1:18 Miller 1:14,16 2:3 2:12,15,19,22 3:6 4:2,10,15 5:6,10 5:14,17,19,22 6:3 morning 2:8,16 motion 5:7,11 move 4:19	okay 2:12,22 3:6 4:10,15,18,19 5:3 5:17,22 6:2,4 opposed 5:10 order 3:9,18 4:7 5:1,16 outstanding 3:19 P P 2:1 paid 3:11,22 4:1 5:1,2,3 paperwork 6:1 parties 3:3 5:12,15 passes 5:11 pay 3:8,14,20 4:5 4:11,12 perceived 3:12 plus 4:5 preliminary 3:1,3 present 1:15 3:4 presiding 1:14 provide 2:17 pursuant 4:6,22	Show 1:7 signed 5:16 SILVERSTEIN 1:18 sorry 3:10 Spirits 1:7 2:5 Spirts 2:13 Street 1:13 substance 3:17 Sure 2:19,22 suspended 4:1,12 5:3 T t/a 1:7 take 6:3 Thank 2:20 5:18,19 5:20 total 3:14 4:7 U underlying 4:22 understand 4:16 V W wait 6:1 waive 4:16 Walter 2:9 want 4:2 Washington 1:14 Wine 1:7 2:5,13
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